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*Attorneys for Defendant  
 Washington Mutual, Inc.*

UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA, SAN JOSE DIVISION

FELTON A. SPEARS, JR. and  
 SIDNEY SCHOLL, on behalf of  
 themselves and all others similarly  
 situated,

Plaintiffs,

vs.

WASHINGTON MUTUAL, INC., a  
 Washington corporation;  
 FIRST AMERICAN EAPPRAISEIT,  
 a Delaware corporation; and  
 LENDER'S SERVICE, INC.

Defendants.

Case No. C08 00868 HRL

**STIPULATION AND [PROPOSED]  
 ORDER EXTENDING TIME TO  
 ANSWER OR OTHERWISE  
 RESPOND**

[L.R. 6-1(a)]

Ctrm: 2  
 Before the Hon. Howard R. Lloyd

**STIPULATION**

Plaintiffs served defendant Washington Mutual, Inc., on February 28, 2008,  
 and served First American eAppraiseIT and Lender's Service, Inc., on February 20,  
 2009. Accordingly, absent an extension of time, First American eAppraiseIT's and

Lender's Service's responses to the Complaint would be due on or before March 11, 2008, and Washington Mutual, Inc.'s response to the Complaint would be due on or before March 19, 2008. Plaintiffs have indicated their intention to file an Amended Complaint on or about March 19, 2008.

In light of the forthcoming amendment to the Complaint, Defendants' interest in investigating the factual background underlying Plaintiffs' claims and to allow for the preparation of a responsive pleading or motion, and to accommodate personal and professional schedules of counsel, the parties, by and through their undersigned counsel, hereby stipulate and agree that the obligations of Defendants to respond to the Complaint is suspended and their time to answer or otherwise respond to Plaintiffs' forthcoming Amended Complaint shall be extended to and including thirty (30) days following Plaintiffs' service of said Amended Complaint.

Dated: March 11, 2008 DAVIS WRIGHT TREMAINE LLP

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1 Dated: March 11, 2008 MCDONOUGH HOLLAND & ALLEN PC

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**ORDER**

Based on the foregoing Stipulation,

IT IS SO ORDERED.

DATED this \_\_\_\_ day of \_\_\_\_\_, 2008.

\_\_\_\_\_  
Howard R. Lloyd  
United States Magistrate-Judge

DAVIS WRIGHT TREMAINE LLP